

ORDINANCE NO 20070927-005

AN ORDINANCE AUTHORIZING NEGOTIATION AND EXECUTION OF A COST PARTICIPATION AGREEMENT RELATING TO A SERVICE EXTENSION REQUEST BY AUSTIN INDEPENDENT SCHOOL DISTRICT, FOR CONSTRUCTION OF A WATER MAIN AND APPURTENANCES FOR OAK HILL ELEMENTARY SCHOOL LOCATED AT 6101 PATTON RANCH ROAD, WAIVING CERTAIN REQUIREMENTS OF SECTION 25-9-62 OF THE CODE RELATING TO THE AMOUNT OF COST REIMBURSEMENT AND SECTION 25-9-67 RELATING TO THE COST REIMBURSEMENT PAYMENT SCHEDULE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN

PART 1 This ordinance authorizes the negotiation and execution of a cost participation agreement, relating to Service Extension Request No 2620, with Austin Independent School District (“AISD”), that provides terms and conditions for construction of a 12-inch water main and appurtenances to provide additional water for fire protection at the Oak Hill Elementary School (“School”) located at 6101 Patton Ranch Road

PART 2 The City authorizes the reimbursement of AISD for the actual construction costs of the 12-inch water main and appurtenances constructed within public right-of-way or easements for a total not to exceed 33 percent of the actual construction costs or \$58,519 00, whichever is less, in one payment 90 days after final acceptance AISD will bear all other costs for engineering, design, financing, interest, fiscal security, accounting, insurance, inspections, permitting, project management, easement acquisition, and legal services associated with this construction

PART 3 The council waives the requirements of

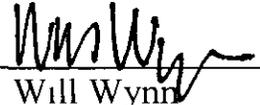
- (A) Section 25-9-62 (*Amount of Cost Participation*) of the City Code to allow the reimbursement of 33 percent of the actual costs of the 12-inch water main up to a maximum of \$58,519 00, and
- (B) Section 25-9-67 (*Cost Participation and Cost Reimbursement Payment*) to permit a modified payment schedule for the water improvements

PART 4 This ordinance takes effect on October 8, 2007

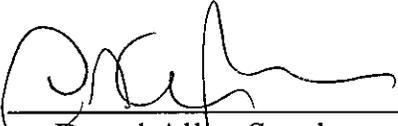
PASSED AND APPROVED

September 27, 2007

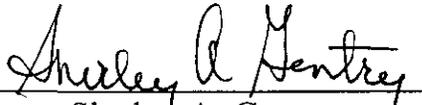
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Will Wynn
Mayor

APPROVED


David Allan Smith
City Attorney

ATTEST


Shirley A. Gentry
City Clerk